



IFW

Attorney Docket No. 58255-8036

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on:

Date: September 30, 2004 By: Lynnea B. Anderson
Lynnea B. Anderson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: KNAPP ET AL.

APPLICATION No.: 10/759,556

FILED: JANUARY 16, 2004

FOR: DEVICE AND METHOD FOR FRAGMENTING MATERIAL
BY HYDRODYNAMIC SHEAR

EXAMINER: UNKNOWN

ART UNIT: 1743

CONFIRMATION No.: 8104

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL FOR INFORMATION DISCLOSURE STATEMENT

Sir:

Applicant(s) hereby submit the following documents for the above-entitled application.

Transmitted herewith are the following:

1. Information Disclosure Statement
2. Form PTO-1449 with copies of all cited references
3. Postcard receipt.

Applicant hereby authorized the Commissioner to credit any overpayment or charge any underpayment of fees for timely filing of this transmittal and enclosures to Deposit Account No. 50-2207.

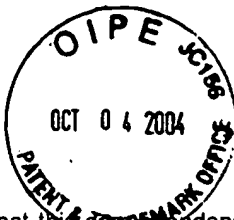
Respectfully submitted,
Perkins Coie LLP

Date: Sept 30, 2004

Peter J. Dehlinger
Peter J. Dehlinger
Reg. No. 28,006

Correspondence Address:

Customer No. 22918
Phone: (650) 838-4401



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**Information Disclosure Statement Within Three Months of
Application Filing or Before First Action – 37 CFR 1.97(b)**

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. **Timing of Submission**

This information disclosure is being filed within three months of the filing date of this application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever occurs last [37 CFR 1.97(b)]. The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

2. **Cited Information**

☒ **Copies of the following references are enclosed:**

☒ **All cited references**

☐ References marked by asterisks

☐ The following:

☐ Copies of the following references can be found in parent U.S. Application No. *

☐ All cited references

☐ References marked by asterisks

☐ The following:

☒ The following references are not in English. For each such reference, the undersigned has enclosed (i) a translation of the reference; (ii) a copy of a communication from a foreign patent office or International Searching Authority citing the reference, (iii) a copy of a reference which appears to be an English-language counterpart, or (iv) an English-language abstract for the reference prepared by a third party. Applicant has not verified that the translation, English-language counterpart or third-party abstract is an accurate representation of the teachings of the non-English reference, though, and reserves the right to demonstrate otherwise.

☐ All cited references

- ☐ References marked by ampersands
☒ The following: WO 95/18851 published on 07/13/95

3. Effect of Information Disclosure Statement (37 CFR 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

4. Fee Payment (37 C.F.R. § 1.97(c)) or Certification (37 C.F.R. § 1.97(e))

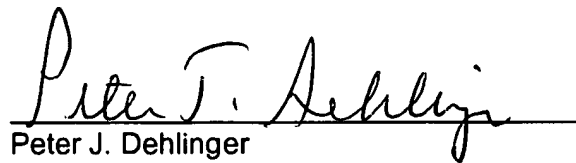
- ☐ Applicant elects to pay the fee under 37 C.F.R. § 1.17(p) \$180.00.
☐ Check enclosed for \$
☐ Please charge the above fee(s) to Deposit Account No. 50-2207.
☒ Applicant submits that no fee is due in light of the following certification under 37 C.F.R. § 1.97(e) (check only one):
☒ In accordance with 37 C.F.R. § 1.97(e)(1), the undersigned hereby states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to this filing of this statement; or
☐ In accordance with 37 C.F.R. § 1.97(e)(2), the undersigned hereby states that no item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application, or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c), more than three months prior to the filing of this statement.
☒ Please charge any underpayment for timely filing of this paper to Deposit Account No. 50-2207.

5. Patent Term Adjustment (37 C.F.R. § 1.704(d))

- ☐ The undersigned states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this statement. 37 C.F.R. § 1.704(d).

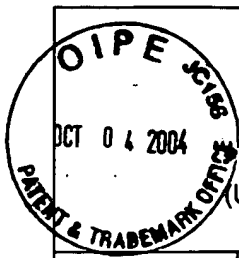
Respectfully submitted,
Perkins Coie LLP

Date: Sept 30, 2004


Peter J. Dehlinger
Registration No. 28,006

Correspondence Address:

Customer No. 22918
Phone: 650 838-4401

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**Form PTO-1449 (Modified)
(Use several sheets if necessary)**COMPLETE IF KNOWN**

Application Number	10/759,556
Confirmation Number	8104
Filing Date	January 16, 2004
First Named Inventor	Knapp <i>et al.</i>
Group Art Unit	1743
Examiner Name	Unknown
Attorney Docket No.	58255-8036

Sheet 1 of 1

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	U.S. Patent or Application		Name of Patentee or Inventor of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		NUMBER	Kind Code (if known)			
		3,882,021		Ayres	05/06/75	
		4,920,056		Dasgupta	04/24/90	
		5,304,487		Wilding <i>et al.</i>	04/19/94	
		5,422,018		Saunders <i>et al.</i>	06/06/95	
		5,922,591		Anderson <i>et al.</i>	07/13/99	
		6,361,947	B1	Dong <i>et al.</i>	03/26/02	
		6,586,585	B1	Bastian	07/01/03	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent or Application			Name of Patentee or Applicant of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Office	NUMBER	Kind Code				
		WO	95/18851		Meyers	07/13/95		Abstract Only

OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published.	T
		Copy of International Search Report from PCT application no. PCT/US04/01034	

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application(s).